

TITLE 30—MINERAL LANDS AND MINING

Chap.		Sec.	Chap.	Sec.
1.	United States Bureau of Mines	1	29.	Oil and Gas Royalty Management .. 1701
2.	Mineral Lands and Regulations in General	21	30.	National Critical Materials Council 1801
3.	Lands Containing Coal, Oil, Gas, Salts, Asphaltic Materials, Sodium, Sulphur, and Building Stone	71	CHAPTER 1—UNITED STATES BUREAU OF MINES	
3A.	Leases and Prospecting Permits	181		
4.	Lease of Gold, Silver, or Quick-silver Deposits When Title Confirmed by Court of Private Land Claims	291	1.	United States Bureau of Mines; establishment; director; experts and other employees.
5.	Lease of Oil and Gas Deposits in or Under Railroads and Other Rights-of-Way	301	1a.	Transfer of activities, employees, records, etc., from Bureau of Foreign and Domestic Commerce to the United States Bureau of Mines.
6.	Synthetic Liquid Fuel Demonstration Plants [Omitted]	321	2.	Performance of duties in absence of director.
7.	Lease of Mineral Deposits Within Acquired Lands	351	3.	Duties of United States Bureau of Mines.
8.	Development of Lignite Coal Resources	401	4.	Investigation of lignite coal and peat.
9.	Rare and Precious Metals Experiment Station	411	4a.	Omitted.
10.	Coal Mine Safety [Repealed]	451	4b.	Cooperation with individuals, municipalities, etc.; contracts with owners; agreements as to prices.
11.	Mining Claims on Lands Subject to Mineral Leasing Laws	501	4c.	Investigation of sub-bituminous and lignite coal.
12.	Multiple Mineral Development of the Same Tracts	521	4d.	Plants, machinery, and equipment.
12A.	Entry and Location on Coal Lands on Discovery of Source Material	541	4e.	Omitted.
13.	Control of Coal-Mine Fires	551	4f to 4o.	Transferred.
14.	Anthracite Mine Drainage and Flood Control	571	5.	Reports of investigations.
15.	Surface Resources	601	6.	Personal interest of director and members of Bureau in mines.
16.	Mineral Development of Lands Withdrawn for Power Development	621	7.	Fees for tests or investigations.
17.	Exploration Program for Discovery of Minerals	641	8.	Additional mining experiment stations and mine safety stations authorized.
18.	Coal Research and Development	661	9.	Acceptance of lands from States.
19.	Lead and Zinc Stabilization Program [Omitted]	681	10.	Headquarters of mine rescue cars; site for experimental work; leases and donations.
20.	Conveyances to Occupants of Unpatented Mining Claims	701	11, 12.	Omitted or Repealed.
21.	Metal and Nonmetallic Mine Safety [Repealed]	721	13.	Research laboratory for utilization of anthracite coal; establishment and maintenance.
22.	Mine Safety and Health	801	14.	Acquisition of land; cooperation with other agencies.
23.	Geothermal Steam and Associated Geothermal Resources	1001	15.	Repealed.
24.	Geothermal Energy Research, Development, and Demonstration ...	1101	16.	Research laboratory for utilization of anthracite coal; establishment of advisory committee; composition; functions; appointment.
25.	Surface Mining Control and Reclamation	1201	CROSS REFERENCES	
26.	Deep Seabed Hard Mineral Resources	1401		
27.	Geothermal Energy	1501	Alaska Communications system, mineral rights exception from transfer of government-owned long-lines communication facilities, see section 781 of Title 40, Public Buildings, Property, and Works.	
28.	Materials and Minerals Policy, Research, and Development	1601		

Appalachian Regional Development Act of 1965, mining area restoration and prevention of water pollution by drainage from mines, see sections 205 and 206, set out in Appendix to Title 40.

Atomic Energy Act of 1954—

Generally, see section 2011 et seq. of Title 42, The Public Health and Welfare.

Production of special nuclear material, see section 2061 et seq. of Title 42.

Source material, see section 2091 et seq. of Title 42.

Special nuclear material, see section 2071 et seq. of Title 42.

Bureau of Labor Statistics—

- Collection, collation, report, and publication of employment statistics in mining, quarrying, and crude petroleum production industries, see section 2 of Title 29, Labor.
- Studies of productivity and labor costs in mining industry, see section 2b of Title 29.
- Bureau of Land Management specifications for descriptions of tracts of land for use in executive orders and proclamations, see Ex. Ord. No. 11030, set out as a note under section 1505 of Title 44, Public Printing and Documents.
- Censuses of mineral industries; collection and publication, five-year periods, see section 131 of Title 13, Census.
- Coal cars, distribution by railroad carriers; penalties for failure to prorate, see sections 11126 and 11901 of Title 49, Transportation.
- College-aid land grants, mineral lands exclusion, see section 301 of Title 7, Agriculture.
- Connally Hot Oil Act, see section 715 et seq. of Title 15, Commerce and Trade.
- Helium gas, see section 167 et seq. of Title 50, War and National Defense.
- Indian lands—
- Conveyance of school properties to local school districts or public agencies, reservation of mineral deposits, see section 293a of Title 25, Indians.
 - Subsurface storage of oil or gas, see section 396g of Title 25.
- Indian lands, leases—
- Allotted lands for mining purposes, see section 396 of Title 25.
 - Excepted lands, see section 396f of Title 25.
 - Mining leases, see section 397 of Title 25.
 - Mining leases of lands reserved for agency or school, see section 400a of Title 25.
 - Officials authorized to approve leases, see section 396e of Title 25.
 - Oil and gas leases, public auction: requirements, see section 396b of Title 25.
 - Restricted lands, lessees of: performance bond required, see section 396c of Title 25.
 - Rules and regulations governing operations; limitations on oil or gas leases, see section 396d of Title 25.
 - Unallotted lands for mining purposes, see section 396a of Title 25.
 - Unallotted lands for oil and gas mining purposes, see section 398 of Title 25.
 - Unallotted lands for oil and gas mining purposes within Executive order Indian reservations, see section 398a et seq. of Title 25.
 - Unallotted mineral lands withdrawn from entry under mining laws, see section 399 of Title 25.
- Military service, utilization of mines, see section 468 of Appendix to Title 50, War and National Defense.
- National forests, monuments, and parks: mineral lands, deposits, and mining, see generally Title 16, Conservation.
- National Museum collections of rocks, minerals, soils, fossils, and other objects of natural history, archaeology, and ethnology, see section 59 of Title 20, Education.
- Natural Gas Act, see section 717 et seq. of Title 15, Commerce and Trade.
- Natural gas pipelines and pipeline facilities safety standards, see section 60101 et seq. of Title 49, Transportation.
- Offenses—
- Clearing public lands to work mining claim, see section 1852 of Title 18, Crimes and Criminal Procedure.
 - Coal depredations, public lands, see section 1851 of Title 18.
 - Espionage, see section 793 of Title 18.
 - Sabotage, see section 2151 et seq. of Title 18.
- Petroleum and petroleum products—
- Interstate transportation, see section 715 et seq. of Title 15, Commerce and Trade.
 - Naval petroleum reserves, see section 7421 et seq. of Title 10, Armed Forces.
- Public utility holding companies, see section 79 et seq. of Title 15, Commerce and Trade.
- Small Tract Act, see sections 682a to 682e of Title 43, Public Lands.
- Soil area surveys by Secretary of Agriculture, printing of reports, see section 1342 of Title 44, Public Printing and Documents.
- Soldiers' and Sailors' Civil Relief Act of 1940—
- Mineral permits and leases, suspension of operations and term of permits and leases, see section 566 of Appendix to Title 50, War and National Defense.
 - Mining claims, requirements suspended, see section 565 of Appendix to Title 50.
 - Nonforfeiture of rights to public lands under mining and mineral leasing laws, see section 561 of Appendix to Title 50.
 - Public land rights of persons under 21 under mining and mineral leasing laws, see section 571 of Appendix to Title 50.
- Strategic and Critical Materials Stock Piling Act, see section 98 et seq. of Title 50.
- Submerged lands mineral rights generally, see section 1301 et seq. of Title 43, Public Lands.
- Taxation, natural resources—
- Deductions, gross income, see section 611 et seq. of Title 26, Internal Revenue Code.
 - Sales and exchanges, see section 631 of Title 26.
 - Helium gas, production of, see section 167 et seq. of Title 50, War and National Defense.
- United States Geological Survey, printing of mineral resources reports, see section 1318 of Title 44, Public Printing and Documents.

§ 1. United States Bureau of Mines; establishment; director; experts and other employees

There is hereby established in the Department of the Interior a bureau of mining, metallurgy, and mineral technology, to be designated the United States Bureau of Mines, and there shall be a director of said bureau, who shall be thoroughly equipped for the duties of said office by technical education and experience and who shall be appointed by the President, by and with the advice and consent of the Senate; and there shall also be in the said bureau such experts and other employees, to be appointed by the Secretary of the Interior, as may be required to carry out the purposes of sections 1, 3, and 5 to 7 of this title in accordance with the appropriations made from time to time by Congress for such purposes.

(May 16, 1910, ch. 240, § 1, 36 Stat. 369; Feb. 25, 1913, ch. 72, § 1, 37 Stat. 681; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22, 1934; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

"United States Bureau of Mines" substituted in text for "Bureau of Mines" pursuant to section 10(b) of Pub. L. 102-285, set out below.

Section 10(b) of Pub. L. 102-285 provided that: "The Bureau of Mines established by the Act of May 16, 1910 (30 U.S.C. 1), is designated as and shall hereafter [on and after May 18, 1992] be known as the United States Bureau of Mines."

TRANSFER OF FUNCTIONS

Functions vested in, or delegated to, Secretary of Energy and Department of Energy under or with respect to sections 1, 3, and 5 to 7 of this title and other authorities relating to certain fossil energy research and development transferred to, and vested in, Secretary of the Interior, by section 100 of Pub. L. 97-257, 96 Stat. 841, set out as a note under section 7152 of Title 42, The Public Health and Welfare.

Functions of Secretary of the Interior, Department of the Interior, and officers and components of Department of the Interior under sections 1, 3, and 5 to 7 of this title and other authorities exercised by Bureau of Mines relating to fuel supply and demand analysis and data gathering, research and development relating to increased efficiency of production technology of solid fuel minerals other than research relating to mine health and safety and research relating to the environmental and leasing consequences of solid fuel mining, and coal preparation and analysis transferred to, and vested in, Secretary of Energy as part of the creation of Department of Energy by Pub. L. 95-91, Aug. 4, 1977, 91 Stat. 565. See section 7152(d) of Title 42.

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§ 1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5, Government Organization and Employees.

Bureau of Mines originally created in Department of the Interior. Bureau transferred to Department of Commerce by Ex. Ord. No. 4239, but transferred back to Department of the Interior by Ex. Ord. No. 6611.

CROSS REFERENCES

Publications of United States Bureau of Mines, see section 1327 of Title 44, Public Printing and Documents.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3, 5, 6, 7, 8 of this title; title 42 sections 5821, 7152.

§ 1a. Transfer of activities, employees, records, etc., from Bureau of Foreign and Domestic Commerce to the United States Bureau of Mines

There is hereby transferred from the Department of Commerce, Bureau of Foreign and Domestic Commerce, to the Department of the Interior, United States Bureau of Mines, all those activities of the Minerals Division of the Bureau of Foreign and Domestic Commerce concerned with economic and statistical analyses of mineral commodities, domestic and foreign, together with all employees, records, files, equipment, publications, and funds pertaining thereto, effective immediately.

(May 9, 1935, ch. 101, § 1, 49 Stat. 205; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 2. Performance of duties in absence of director

On and after July 1, 1916, in the absence of the Director of the United States Bureau of Mines the assistant director of said bureau shall perform the duties of the director during the latter's absence, and in the absence of the Director and of the Assistant Director of the United States Bureau of Mines the Secretary of the Interior may designate some officer of said bureau to perform the duties of the director during his absence.

(July 1, 1916, ch. 209, § 1, 39 Stat. 303; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22, 1934;

May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 3. Duties of United States Bureau of Mines

It shall be the province and duty of the United States Bureau of Mines, subject to the approval of the Secretary of the Interior, to conduct inquiries and scientific and technologic investigations concerning mining, and the preparation, treatment, and utilization of mineral substances with a view to improving health conditions, and increasing safety, efficiency, economic development, and conserving resources through the prevention of waste in the mining, quarrying, metallurgical, and other mineral industries; to inquire into the economic conditions affecting these industries; to investigate explosives and peat; and on behalf of the Government to investigate the mineral fuels and unfinished mineral products belonging to, or for the use of, the United States, with a view to their most efficient mining, preparation, treatment, and use; and to disseminate information concerning these subjects in such manner as will best carry out the purposes of the provisions of sections 1, 3, and 5 to 7 of this title.

(May 16, 1910, ch. 240, § 2, 36 Stat. 370; Feb. 25, 1913, ch. 72, § 2, 37 Stat. 681; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22, 1934; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1, 5, 6, 7, 8 of this title; title 42 sections 5821, 7152.

§ 4. Investigation of lignite coal and peat

The Secretary of the Interior is authorized and directed to make experiments and investigations, through the United States Bureau of Mines, of lignite coals and peat, to determine the commercial and economic practicability of their utilization in producing fuel oil, gasoline substitutes, ammonia, tar, solid fuels, gas for power, and other purposes. The Secretary of the Interior is authorized and directed subject to applicable regulations under the Federal Property and Administrative Services Act of 1949, as amended [40 U.S.C. 471 et seq.], to sell or otherwise dispose of any property, plant, or machinery purchased or acquired under the provisions of this section, as soon as the experiments and investigations authorized have been concluded, and report the results of such experiments and investigations to Congress.

(Feb. 25, 1919, ch. 23, §§ 1, 2, 40 Stat. 1154; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22,

1934; Oct. 31, 1951, ch. 654, §2(18), 65 Stat. 707; May 18, 1992, Pub. L. 102-285, §10(b), 106 Stat. 172.)

REFERENCES IN TEXT

The Federal Property and Administrative Services Act of 1949, referred to in text, is act June 30, 1949, ch. 288, 63 Stat. 377, as amended. Provisions of that act relating to disposal of government property are classified to chapter 10 (§471 et seq.) of Title 40, Public Buildings, Property, and Works. For complete classification of this Act to the Code, see Short Title note set out under section 471 of Title 40 and Tables.

CODIFICATION

First sentence of this section is from first clause of section 1 of act Feb. 25, 1919. Second sentence is from section 2 of said act.

AMENDMENTS

1951—Act Oct. 31, 1951, inserted reference to applicable regulations of the Federal Property and Administrative Services Act of 1949, as amended.

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 4a. Omitted

CODIFICATION

Section, act June 25, 1926, ch. 674, §1, 44 Stat. 768, authorized appropriation of \$100,000 for fiscal year ending June 30, 1927, and the four succeeding fiscal years for investigation of potash deposits.

§ 4b. Cooperation with individuals, municipalities, etc.; contracts with owners; agreements as to prices

The Secretary of the Interior and the Secretary of Commerce jointly are hereby authorized, within their discretion, to cooperate under formal agreement with individuals, associations, corporations, States, and municipalities, educational institutions, or other bodies, for the purposes of this section: *Provided*, That before undertaking drilling operations upon any tract or tracts of land, the mineral deposits of which are not the property of the United States, the Secretary of the Interior and the Secretary of Commerce jointly shall enter into a contract or contracts with the owners or lessees, or both, of the mineral rights therein, and the aforesaid contract or contracts shall provide, among other things, that, if deposits of potash minerals or oil shall be discovered in pursuance of operations under said contract or contracts and if and when said mineral deposits shall be mined and sold, the owners or lessees, or both, of said mineral rights shall pay to the Government and its co-operators a royalty of not less than 2½ per centum of the sale value of any potash minerals and oil therefrom, said payments to continue until such time as the total amount derived from said royalty is equal to not more than the cost of the exploration, as may be determined by the Secretary of the Interior and the Secretary of Commerce jointly: *Provided further*, That all Federal claims for reimbursement under this section

shall automatically expire twenty years from the date of approval of the contracts entered into, in accordance with the provisions thereof, unless sooner terminated by agreement between the owners or lessees of the potash mineral rights and oil and the Secretary of the Interior and the Secretary of Commerce jointly: *Provided further*, That said contract or contracts shall not restrict the Secretary of the Interior and the Secretary of Commerce jointly in the choice of drilling locations within the property or in the conduct of the exploratory operations, so long as such selection or conduct do not interfere unreasonably with the surface of the land or with the improvements thereof, and said contract or contracts shall provide that the United States shall not be liable for damages on account of such reasonable use of the surface as may be necessary in the proper conduct of the work.

(June 25, 1926, ch. 674, §2, 44 Stat. 768; Mar. 3, 1927, ch. 356, 44 Stat. 1388.)

AMENDMENTS

1927—Act Mar. 3, 1927, amended provisions generally.

§ 4c. Investigation of sub-bituminous and lignite coal

The United States Bureau of Mines, under the general direction of the Secretary of the Interior, is authorized to conduct investigations, studies, and experiments on its own initiative and in cooperation with individuals, State institutions, laboratories, and other organizations, with a view to (1) the development of a commercially practicable carbonization method of processing sub-bituminous and lignite coal so as to convert such coal into an all-purpose fuel, to provide fertilizers, and obtain such other by-products thereof as may be commercially valuable; (2) the development of efficient methods, equipment, and devices for burning lignite or char therefrom; and (3) determining and developing methods for more efficient utilization of such sub-bituminous and lignite coal for purposes of generating electric power.

(May 15, 1936, ch. 397, §1, 49 Stat. 1275; May 18, 1992, Pub. L. 102-285, §10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 4d of this title.

§ 4d. Plants, machinery, and equipment

The United States Bureau of Mines is further authorized, under the general direction of the Secretary of the Interior, to erect such plants, construct and purchase such machinery and equipment, and to take such other steps as it may deem necessary and proper to effectuate the purposes of section 4c of this title.

(May 15, 1936, ch. 397, §2, 49 Stat. 1275; May 18, 1992, Pub. L. 102-285, §10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 4e. Omitted

CODIFICATION

Section, act May 15, 1936, ch. 397, § 3, 49 Stat. 1275, appropriated \$100,000 for carrying out provisions of sections 4c and 4d of this title to be expended during certain fiscal years, the last ending June 30, 1939.

§§ 4f to 4o. Transferred

CODIFICATION

Sections 4f to 4o were transferred to sections 451 to 460, respectively, of this title, and subsequently repealed by Pub. L. 91-173, title V, § 509, Dec. 30, 1969, 83 Stat. 803.

§ 5. Reports of investigations

The Director of the United States Bureau of Mines shall prepare and publish, subject to the direction of the Secretary of the Interior, under the appropriations made from time to time by Congress, reports of inquiries and investigations, with appropriate recommendations of the bureau, concerning the nature, causes, and prevention of accidents, and the improvement of conditions, methods, and equipment, with special reference to health, safety, and prevention of waste in the mining, quarrying, metallurgical, and other mineral industries; the use of explosives and electricity, safety methods and appliances, and rescue and first-aid work in said industries; the causes and prevention of mine fires; and other subjects included under the provisions of sections 1, 3, and 5 to 7 of this title. (May 16, 1910, ch. 240, § 3, 36 Stat. 370; Feb. 25, 1913, ch. 72, § 3, 37 Stat. 681; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22, 1934; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1, 3, 6, 7, 8 of this title; title 42 sections 5821, 7152.

§ 6. Personal interest of director and members of Bureau in mines

In conducting inquiries and investigations authorized under sections 1, 3, and 5 to 7 of this title neither the director nor any member of the United States Bureau of Mines shall have any personal or private interest in any mine or the products of any mine under investigation, or shall accept employment from any private party for services in the examination of any mine or private mineral property, or issue any report as to the valuation or the management of any mine or other private mineral property. Nothing here-

in shall be construed as preventing the temporary employment by the United States Bureau of Mines, at a compensation not to exceed \$10 per day, in a consulting capacity or in the investigation of special subjects, of any engineer or other expert whose principal professional practice is outside of such employment by said bureau.

(May 16, 1910, ch. 240, § 4, 36 Stat. 370; Feb. 25, 1913, ch. 72, § 4, 37 Stat. 682; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1, 3, 5, 7, 8 of this title; title 42 sections 5821, 7152.

§ 7. Fees for tests or investigations

For tests or investigations authorized by the Secretary of the Interior under the provisions of sections 1, 3, and 5 to 7 of this title, except those performed for the Government of the United States or State governments within the United States, a fee sufficient in each case to compensate the United States Bureau of Mines for the entire cost of the services rendered shall be charged, according to a schedule prepared by the Director of the United States Bureau of Mines and approved by the Secretary of the Interior, who shall prescribe rules and regulations under which such tests and investigations may be made. All moneys received from such sources shall be paid into the Treasury to the credit of miscellaneous receipts.

(May 16, 1910, ch. 240, § 5, 36 Stat. 370; Feb. 25, 1913, ch. 72, § 5, 37 Stat. 682; June 30, 1932, ch. 314, § 311, 47 Stat. 410; Ex. Ord. No. 4239, June 4, 1935; Ex. Ord. No. 6611, Feb. 22, 1934; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

AMENDMENTS

1932—Act June 30, 1932, substituted “Secretary of Commerce” for “Secretary of the Interior” and changed a reasonable fee to be charged to a fee sufficient to compensate for entire cost of services rendered.

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

EFFECTIVE DATE OF 1932 AMENDMENT

Amendment by act June 30, 1932, effective July 1, 1932, see section 314 of that act.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1, 3, 5, 6, 8 of this title; title 42 sections 5821, 7152.

§ 8. Additional mining experiment stations and mine safety stations authorized

The Secretary of the Interior is hereby authorized and directed to establish and maintain

in the several important mining regions of the United States and the Territory of Alaska, as Congress may appropriate for the necessary employees and other expenses, under the United States Bureau of Mines and in accordance with the provisions of sections 1, 3, and 5 to 7 of this title, ten mining experiment stations and seven mine safety stations, movable or stationary, in addition to those established prior to March 3, 1915, the province and duty of which shall be to make investigations and disseminate information with a view to improving conditions in the mining, quarrying, metallurgical, and other mineral industries, safeguarding life among employees, preventing unnecessary waste of resources, and otherwise contributing to the advancement of these industries. Not more than three mining experiment stations and mine safety stations authorized in this section shall be established in any one fiscal year under the appropriations made therefor.

(Mar. 3, 1915, ch. 95, § 1, 38 Stat. 959; Ex. Ord. No. 4239, June 4, 1925; Ex. Ord. No. 6611, Feb. 22, 1934; May 18, 1992, Pub. L. 102-285, § 10(b), 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

ADMISSION OF ALASKA AS STATE

Admission of Alaska into the Union was accomplished Jan. 3, 1959, on issuance of Proc. No. 3269, Jan. 3, 1959, 24 F.R. 81, 73 Stat. c16, as required by sections 1 and 8(c) of Pub. L. 85-508, July 7, 1958, 72 Stat. 339, set out as notes preceding section 21 of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 9 of this title.

§ 9. Acceptance of lands from States

The Secretary of the Interior is authorized to accept lands, buildings, or other contributions from the several States offering to cooperate in carrying out the purposes of section 8 of this title.

(Mar. 3, 1915, ch. 95, § 2, 38 Stat. 959; Ex. Ord. No. 6611, Feb. 22, 1934.)

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 10. Headquarters of mine rescue cars; site for experimental work; leases and donations

The Secretary of the Interior is authorized to accept any suitable land or lands, buildings, or improvements that may be donated for the headquarters of mine rescue cars and construction of necessary railway sidings and housing for the same, or as the site of an experimental mine and plant for studying explosives, and to enter into leases for periods not exceeding ten years, subject to annual appropriations by Congress.

(June 5, 1920, ch. 235, § 1, 41 Stat. 912; Ex. Ord. No. 6611, Feb. 22, 1934.)

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 11. Omitted

CODIFICATION

Section, act May 9, 1938, ch. 187, § 1, 52 Stat. 329, providing that purchase of supplies and equipment or procurement of services for Bureau of Mines might be made in open market without compliance with section 5 of Title 41, Public Contracts, where amount involved did not exceed \$100, was a provision of Interior Department appropriation act and was discontinued in acts subsequent to 1938 appropriation act.

§ 12. Repealed. Oct. 25, 1951, ch. 562, § 1(16), 65 Stat. 638

Section, act Aug. 13, 1946, ch. 961, 60 Stat. 1057, related to preservation of technical and economic records of domestic sources of ores of metals and minerals. See sections 2103, 2908, and 3102 of Title 44, Public Printing and Documents.

§ 13. Research laboratory for utilization of anthracite coal; establishment and maintenance

The Secretary of the Interior, acting through the United States Bureau of Mines, is authorized and directed to establish, equip, and maintain a research laboratory in the anthracite region of Pennsylvania to conduct researches and investigations on the mining, preparation, and utilization of anthracite coal and to develop new scientific, chemical, and technical uses and new and extended markets and outlets for anthracite coal and its products. Such laboratory shall be planned as a center for information and assistance in matters pertaining to conserving resources for national defense; to the more efficient mining, preparation, and utilization of anthracite coal; and pertaining to safety, health, and sanitation in mining operations and other matters relating to problems of the anthracite industry.

(Dec. 18, 1942, ch. 764, § 1, 56 Stat. 1056.)

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

AUTHORIZATION OF APPROPRIATIONS

Section 5 of act Dec. 18, 1942, provided that: “In order to carry out the purposes of this Act [sections 13 to 16 of this title] there is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of (a) \$450,000 for the erection and equipment of a building or buildings, including plumbing, lighting, heating, general service, and experimental equipment and apparatus, the necessary roads, walks, and ground improvement, and land for the site of the building if no land is donated; and (b) \$175,000 annually for the maintenance and operation of the experimental station, including personal services, supplies, equipment, and expenses of travel and subsistence.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 14 of this title.

§ 14. Acquisition of land; cooperation with other agencies

For the purpose of sections 13 to 16 of this title the Secretary, acting through the United States Bureau of Mines, is authorized to acquire land and interests therein, and to accept in the name

of the United States donations of any property, real or personal, and to utilize voluntary or uncompensated services at such laboratory. The Secretary is authorized and directed to cooperate with other departments or agencies of the Federal Government, States, and State agencies and institutions, counties, municipalities, business or other organizations, corporations, associations, universities, scientific societies, and individuals, upon such terms and conditions as he may prescribe.

(Dec. 18, 1942, ch. 764, § 2, 56 Stat. 1057.)

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

§ 15. Repealed. Pub. L. 86-533, § 1(17), June 29, 1960, 74 Stat. 248

Section, act Dec. 18, 1942, ch. 764, § 3, 56 Stat. 1057, related to reports to Congress of expenditures and donations to laboratory established under sections 13 to 16 of this title.

§ 16. Research laboratory for utilization of anthracite coal; establishment of advisory committee; composition; functions; appointment

The Secretary of the Interior, acting through the United States Bureau of Mines, may, in his discretion, create and establish an advisory committee composed of not more than six members to exercise consultative functions, when required by the Secretary, in connection with the administration of sections 13 to 16 of this title. The said committee shall be composed of representatives of anthracite coal mine owners, of representatives of anthracite coal mine workers and the public in equal number. The members of said committee shall be appointed by the Secretary of the Interior without regard to the civil-service laws.

(Dec. 18, 1942, ch. 764, § 4, 56 Stat. 1057.)

REFERENCES IN TEXT

The civil-service laws, referred to in text, are set forth in Title 5, Government Organization and Employees. See particularly, section 3301 et seq. of Title 5.

TRANSFER OF FUNCTIONS

See note set out under section 1 of this title.

TERMINATION OF ADVISORY COMMITTEES

Advisory committees in existence on Jan. 5, 1973, to terminate not later than the expiration of the 2-year period following Jan. 5, 1973, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided by law. Advisory committees established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided for by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 14 of this title.

CHAPTER 2—MINERAL LANDS AND REGULATIONS IN GENERAL

- | | |
|--|---|
| <p>Sec.
21.
21a.

22.
23.
24.
25.
26.
27.

28.

28-1.

28-2.
28a.
28b.

28c.
28d.
28e.
28f.

28g.
28h.
28i.
28j.

28k.
29.

30.

31.

32.
33.
34.

35.</p> | <p>Mineral lands reserved.
National mining and minerals policy; "minerals" defined; execution of policy under other authorized programs; report to Congress.
Lands open to purchase by citizens.
Length of claims on veins or lodes.
Proof of citizenship.
Affidavit of citizenship.
Locators' rights of possession and enjoyment.
Mining tunnels; right to possession of veins on line with; abandonment of right.
Mining district regulations by miners: location, recordation, and amount of work; marking of location on ground; records; annual labor or improvements on claims pending issue of patent; co-owner's succession in interest upon delinquency in contributing proportion of expenditures; tunnel as lode expenditure.
Inclusion of certain surveys in labor requirements of mining claims; conditions and restrictions.
Definitions.
Omitted.
Annual assessment work on mining claims; temporary deferment; conditions.
Length and termination of deferment.
Performance of deferred work.
Recordation of deferment.
Fee.
 (a) Claim maintenance fee.
 (b) Time of payment.
 (c) Oil shale claims subject to claim maintenance fees under Energy Policy Act of 1992.
 (d) Waiver.
Location fee.
Co-ownership.
Failure to pay.
Other requirements.
 (a) Federal Land Policy and Management Act requirements.
 (b) Omitted.
 (c) Fee adjustments.
Regulations.
Patents; procurement procedure; filing: application under oath, plat and field notes, notices, and affidavits; posting plat and notice on claim; publication and posting notice in office; certificate; adverse claims; payment per acre; objections; nonresident claimant's agent for execution of application and affidavits.
Adverse claims; oath of claimants; requisites; waiver; stay of land office proceedings; judicial determination of right of possession; successful claimants' filing of judgment roll, certificate of labor, and description of claim in land office, and acreage and fee payments; issuance of patents for entire or partial claims upon certification of land office proceedings and judgment roll; alienation of patent title.
Oath: agent or attorney in fact, beyond district of claim.
Findings by jury; costs.
Existing rights.
Description of vein claims on surveyed and unsurveyed lands; monuments on ground to govern conflicting calls.
Placer claims; entry and proceedings for patent under provisions applicable to vein or lode claims; conforming entry to legal subdivisions and surveys; limitation of claims; homestead entry of segregated agricultural land.</p> |
|--|---|